



Attorney Docket 3319.3A(02US2)

#14 \$DAE A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE **RECEIVED**

Applicant: James W. Overbeck
Serial No: 10/034,620
Filed: December 27, 2001
For: WIDE FIELD OF VIEW AND HIGH SPEED SCANNING MICROSCOPY

Examiner: T.Q. Nguyen JUN 03 2004

Art Unit: 2872

OFFICE OF PETITIONS

Office of Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNINTENTIONALLY UNDER 37 CFR §1.137(b)**

This is a Petition to Revive the above-captioned application that became unintentionally abandoned on January 26, 2004 for failure to respond to the Office Action of July 25, 2003. The entire period of delay in responding to the outstanding office action was unintentional.

On March 30, 2004, the undersigned filed by facsimile the enclosed Petition to Revive the above-captioned application, but this Petition doesn't seem to be entered in the PAIR database. The undersigned re-submits the following documents, as filed on March 30, 2004:

1. Petition to revive the above-captioned application.
2. Proposed Response to the outstanding Office Action of July 25, 2003.
3. Transmission verification report generated by the undersigned's fax machine.
4. Auto-Reply Facsimile Transmission received from the US PTO.

The Notice of Abandonment was mailed on April 1, 2004.

Please charge the petition fee (37 CFR 1.17(m)) in the amount of \$1,330.00 and any other fee to **Deposit Account 01-0431**.

Respectfully submitted,

Ivan D. Zitkovsky, Reg. No. 37,482
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Lexington, MA 02421-7713

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**CERTIFICATE OF MAILING
UNDER 37 C.F.R. §1.8(a)**

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to Commissioner for Patents, Issue Fee, P.O. Box 1450, Alexandria, VA 22313-1450, on

May 29 2004

Ivan D. Zitkovsky

06/02/2004 CCHAU1 00000025 010431 10034620
01 FC:1453 1330.00 DA

Auto-Reply Facsimile Transmission



TO: Fax Sender at 7812746696

Fax Information

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3/30/2004 11:29:27 PM [Eastern Standard Time]
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ADVISORY: This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMEP) section 306 et seq.

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03/30/2004 23:29 7812746696 LAN OFFICE PAGE 01/10

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Examiner: T.Q. Nguyen
Art Unit: 2872

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that the enclosed total of 10 pages including cover sheet is being facsimile transmitted to the fax number 703-872-9306, in the above-referenced application, to the Patent and Trademark Office on the date shown below.

Typed or Printed Name of Person: Ivan D. Zirkovsky, Reg. No. 37,482 Date: March 30, 2004

Signing Certification

Office of Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR §1.137(b)

1. This application became abandoned for failure to respond to the Office Action of July 25, 2003, although the Notice of Abandonment has not yet been received.
2. Proposed Response to the outstanding Office Action dated July 25, 2003 is enclosed.
3. Since this application was filed after June 8, 1995, no terminal disclaimer is required.
4. This application became abandoned unintentionally. The entire period of delay in responding to the outstanding office action was unintentional.
5. Please charge the petition fee (37 CFR 1.17(m)) in the amount of \$1,330.00 to Deposit Account No. 01-0431. (A duplicate of this page is enclosed.) Please credit any overpayment or charge any deficiency to Deposit Account No. 01-0431.

Respectfully submitted,

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